

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JADENAE TRABACCHI,

Plaintiff,

-against-

**NOTICE OF MOTION TO
DISMISS THE
COMPLAINT**

No. 24 CV 6123(TAM)(RPK)

THE DEPARTMENT OF EDUCATION OF THE CITY OF
NEW YORK, DAVID BANKS, Chancellor, and
KATHERINE RODI, Director of Employee Relations,

Defendants.

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PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendant's Motion to Dismiss the Complaint, dated November 15, 2024, and upon all the papers and proceedings previously had herein, the undersigned will move this Court, on behalf of the Department of Education of the City of New York, before the Hon. Rachel P. Kovner, United States District Judge, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza, Brooklyn, New York, 11201, on a date and time to be determined by the Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing the Complaint in its entirety on the grounds that, as a matter of law, the Complaint fails to adequately state a claim upon which relief can be granted and for further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that Plaintiff's answering papers, if any, shall be served upon the undersigned on or before December 6, 2024, and Defendants shall serve their reply papers, if any, upon Plaintiff on or before December 20, 2024.

Dated: New York, New York
November 15, 2024

MURIEL GOODE-TRUFANT
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City of New York
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By: /s/ Kathleen M. Linnane
Kathleen M. Linnane
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cc: All Parties of Record (By ECF)
J. Trabacchi (By email at jadenaetrabacchi@gmail.com)
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